

Meeting No. 9  
April 28, 2003  
Hamburg Town Board meeting  
S-6100 South Park Avenue  
Hamburg, New York 14075

Roll Call:	Patrick H. Hoak D. Mark Cavalcoli Kathleen C. Hochul Joan A. Kesner Thomas Quatroche, Jr.	Supervisor Councilman Councilwoman Councilwoman Councilman
Also Present:	Barbara S. Allen James Spute Richard Boehm Gerard Kapsiak Drew Reilly Tim Ellis Martin Denecke Christopher Hull Joseph Coggins James Connolly Fred Kingsbury Kurt Allen	Deputy Town Clerk Finance Director Deputy Town Attorney Town Engineer Planning Consultant Traffic Safety Coordinator Director of Recreation Director of Community Development Chief of Police Superintendent of Highways Real Property Appraiser Supervising Building Inspector

The Pledge of Allegiance was recited.

Information on Fire Exits was provided.

I.

At a regular meeting of the  
Town Board of the Town of  
Hamburg in the County of  
Erie, New York, which was held  
at the Town Hall, S-6100 South  
Park Avenue, Hamburg, New York  
on the 28<sup>th</sup> day of April, 2003.

PRESENT:

Hon. Patrick H. Hoak,	Supervisor
D. Mark Cavalcoli,	Councilmember
Kathleen Courtney Hochul ,	Councilmember
Joan A. Kesner,	Councilmember
Thomas J. Quatroche, Jr.,	Councilmember
-----	X
In the Matter	:
	:
of the	:
	:
Proposed Establishment of Extension No. 1	: ORDER CALLING
to Southtown Water District in the Town of	: PUBLIC HEARING
Hamburg, County of Erie, New York,	:
pursuant to Article 12 of the Town Law	: June 9, 2003
-----	X

WHEREAS, the Town Board of the Town of Hamburg (herein called the "Town Board" and "Town", respectively), in the County of Erie, New York, has received a petition, dated April 4, 2003, pursuant to Section 191 of the Town Law, for the Establishment of Extension No. 1 to Southtown Water District, (hereinafter called the "Extension" and the "District", respectively) which petition was signed by the sole owner of taxable real property situate in the proposed Extension, owning all of the taxable real property within the proposed Extension, as shown upon the latest completed assessment-roll of said Town, and was accompanied by a map, plan and report, dated April 2003, prepared by Nussbaumer & Clarke, Inc., engineers duly licensed by the State of New York, for the creation of such extension to such water district by the acquisition by gift of the water main system to be constructed by The 5 Yoviene's, LLC (the Developer), to provide water line service to prospective homeowners within the proposed extension, consisting of the construction and installation of approximately 1,514 linear feet of 8-inch PVC (C-900) pipe, 238 linear feet of 8-inch DIP pipe, 100 linear feet of 18-inch diameter steel casing pipe for two county highway crossings, two fire hydrant assemblies and related valves and appurtenances including land or rights in land, original equipment, machinery, furnishings and apparatus required therefor pursuant to the specifications of the Town of Hamburg Engineering Department, Erie County Water Authority and all governmental authorities having jurisdiction over water line construction, all in the proposed Extension, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town Board has given due consideration to the impact that the establishment of the Extension may have on the environment and, on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the establishment of such Extension; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, constituting Article 8 of the Environmental Conservation Law and, in connection therewith, the duly processed negative declaration and/or other applicable documentation has been filed in the office of the Town Clerk; and

WHEREAS, the Town Board has determined to proceed with the acquisition of such water system, when constructed, in the proposed Extension; and

WHEREAS, said petition described the boundaries of the proposed Extension in a manner

sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioner and acknowledged or proved in the same manner as a deed to be recorded; and

WHEREAS, the proposed Extension is bounded and described as follows:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Hamburg, County of Erie and State of New York, being part of Lot No. 2, Township 9, Range 8, and Lot No. 50, Township 9, Range 7 of the Holland Land Company's survey, more particularly described as follows:

**BEGINNING** at a point at the southwest corner of Lot 50, said point being on the easterly line of Hamburg's Southtown Water District boundary.

Thence running northerly along the westerly line of Lot 50 and the easterly line of said district boundary 1268.7 feet more or less to a point;

Thence running westerly along the northerly bounds of Hamburg's Southtowns Water District boundary to a point on the easterly bounds of Old East Eden Road;

Thence running along the northerly along the easterly bounds of said road 234.2 feet more or less to a point on the southerly line of the Village of Hamburg,

Thence running easterly along the southerly bounds of the Village to a point where the southerly line of the Village intersects a northerly projection of the easterly line of lands conveyed to the 5 Yovienes, LLC recorded in Liber 1088A at page 06733 of deeds;

Thence running southerly 138.3 feet more or less to the northeasterly corner of said lands of the 5 Yovienes, LLC;

Thence continuing southerly along the easterly line 1174.68 feet to a point;

Thence running easterly 170.38 feet along said lands of the 5 Yovienes to a point;

Thence running southerly along the easterly line of said lands of the 5 Yovienes 50.00 feet to a point;

Thence continuing southerly on a projection of the last mentioned course to a point on the southerly line of Lot 50;

Thence running westerly 535.0 feet more or less to the southwest corner of Lot 50 and place or point of beginning.

**EXCEPTING** all that part of said lands currently lying within the Town of Hamburg Southtown Water District.

WHEREAS, said water system, hereinabove described, is to be constructed and the expense of creating the Extension is to paid for by the Developer and acquired by gift at no cost to the Town, the District or the Extension, and the expense of the maintenance of the Extension shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the Extension which the Town Board shall deem especially benefitted by said facilities so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same;

Now Therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 6100 South Park Avenue, Hamburg, New York, on the 9th day of June, 2003 at 7 o'clock P.M. (Prevailing Time), to consider the establishment of the proposed Extension, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "HAMBURG SUN AND ERIE COUNTY INDEPENDENT", a newspaper published in the Village of Hamburg, New York, and in the "FRONT PAGE", a newspaper published in the City of Lackawanna, New York, and designated as the official newspapers of the Town for this publication, post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by the Town Clerk, the first publication and said posting to be not less than ten (10) nor more than twenty (20) days before the day designated herein for said public hearing, and mail notice to all property owners in the proposed Extension; and be it

FURTHER ORDERED, that the Town Clerk file a certified copy of this Order with the Comptroller of the State of New York on or about the date of publication of this Order.

DATED: April 28, 2003

#### TOWN BOARD OF THE TOWN OF HAMBURG

(SEAL)

Moved: Cavalcoli  
Roll Call:

Seconded: Kesner

Supervisor Hoak	Aye
Councilman Cavalcoli	Aye
Councilwoman Hochul	Aye
Councilwoman Kesner	Aye
Councilman Quatroche	Aye

Noes: None

Carried

STATE OF NEW YORK )

: ss:

COUNTY OF ERIE )

I, CATHERINE A. RYBCZYNSKI, Town Clerk of the Town of Hamburg, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 28th day of April, 2003, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this29th day of April, 2003.

\_\_\_\_\_

Town Clerk

(SEAL)

STATE OF NEW YORK )

: ss:

COUNTY OF ERIE )

CATHERINE A. RYBCZYNSKI, being duly sworn upon her oath, deposes and says:

That she is and at all times hereinafter mentioned was the qualified Town Clerk for the Town of Hamburg, in the County of Erie, State of New York; that on the 28th day of May, 2003, she caused to be conspicuously posted and fastened up, a certified copy of the Order Calling Public Hearing, a true copy of which is annexed hereto and made a part hereof, on the sign board of said Town maintained pursuant to Section 30, subdivision 6 of the Town Law and mailed a copy of such order to the property owners in the proposed District; and that on the 28th day of May, 2003, she caused a certified copy of said Order Calling Public Hearing to be filed within the office of the Comptroller of the State of New York, in accordance with the provisions of Article 12 of the Town Law.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 28th day of May, 2003.

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Town Clerk

Subscribed and sworn to before me  
this 28th day of May, 2003.

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Notary Public, State of New York

**II.**

**RESOLVED**, that the Town Board approve the minutes from the following meeting:

April 7, 2003

Town Board Meeting

Moved: Hochul

Seconded: Quatroche

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**III.**

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Recreation Department as follows:

1. Albee, Raymond	A7180(215)	04/08/2003	\$8.25 perm. P/T
	Rec. Attendant - Fitness		
2. Bermingham, James	A7180(215)	04/08/2003	\$8.75 perm. P/T
	Rec. Attendant - Fitness		
3. Berry, Elizabeth	A7180(215)	04/08/2003	\$7.25 perm. P/T
	Rec. Attendant - Aerobics		
4. Felice, Matthew	A7180(215)	04/08/2003	\$8.75 perm. P/T
	Rec. Attendant - Fitness		
5. Mindel, William	A7180(215)	04/08/2003	\$6.50 perm P/T
	Rec. Attendant - Fitness		
6. Reimondo, Douglas	A7180(215)	04/08/2003	\$7.50 perm. P/T
	Rec. Attendant - Fitness		
7. Steger, Andrew	B7310(320)	04/08/2003	\$8.00 P/T
	Rec. Attendant		
8. White, Timothy	A7180(215)	04/08/2003	\$8.50 perm. P/T
	Rec. Attendant - Fitness		
9. Williams, Melissa	B7310(320)	04/11/2003	\$7.50 Seas. P/T
	Rec. Attendant - Skate Park		
10. Reynolds, Brigit	B7310(320)	04/11/2003	\$8.50 Seas. P/T
	Rec. Attendant - Skate Park		
11. Jacobs, Kimberly	B7310(320)	04/11/2003	\$9.00 Seas. P/T
	Rec. Attendant		
12. MacNeil, Dylan	B7310(320)	04/11/2003	\$9.00 Seas. P/T
	Rec. Attendant		
13. Bebak, Marilou	B7310(320)	04/19/2003	\$9.25 Seas. P/T
	Rec. Attendant - Softball Supervisor		
14. Bates, Edward	A7180(215)	04/19/2003	Terminate
15. Bates, Edward	B7310(320)	04/19/2003	\$7.75 Seas. P/T
	Rec. Attendant - Baseball Asst.		
16. Pasquarella, Michael	B7310(320)	04/19/2003	\$9.25 Seas. P/T
	Rec. Attendant - Baseball Supervisor		
17. Ede, Eric	A7265(230)	04/11/2003	\$6.50 Seas. P/T
	Rec. Attendant		
18. Rankin, Kevin	A7265(230)	04/11/2003	\$8.75 P/T
	Rec. Attendant		
19. Vitrano, Deanne	B7310(320)	04/11/2003	\$8.00 Seas. P/T
	Rec. Attendant		
20. Christiansen, Diane	B7310(320)	04/08/2003	\$7.50 perm. P/T
	Rec. Attendant		
21. Denecke, Eric	B7310(320)	04/07/2003	\$6.50 Seas. P/T
	Rec. Attendant		
22. Granville, Ryan	A7265(230)	04/08/2003	\$8.00 P/T
	Rec. Attendant		
23. McFeely, Maria	ER7251(225)	04/14/2003	\$6.00 Seas. P/T
	Rec. Attendant		
24. Anzalone, Anthony	A7265(230)	04/11/2003	Terminate
25. Banner, Derek	“	”	Terminate
26. Biellak, Paul	“	”	Terminate
27. Cefaly, Justin	“	”	Terminate
28. Cefaly, Paul	“	”	Terminate
29. Ede, Eric	“	”	Terminate

30. Franz, Andrew	A7265(230)	04/11/2003	Terminate
31. Ifallo, Thomas	“	”	Terminate
32. MacNeil, Dylan	“	”	Terminate
33. Monaco, Jonathan	“	”	Terminate
34. Pokigo, Matthew	“	”	Terminate
35. Privitera, Scott	“	”	Terminate
36. Hacic, John	B7310(320)	04/11/2003	Terminate
37. Hines, Peter	“	”	Terminate
38. Jordan, Shawn	“	”	Terminate
39. Kawka, April	“	”	Terminate
40. Keef, Thomas	“	”	Terminate
41. Kull, Joseph	“	”	Terminate
42. Maher, William	“	”	Terminate
43. Malysza, Timothy	“	”	Terminate
44. McDonnell, Mary	“	”	Terminate
45. McDonnell, Pamela	“	”	Terminate
46. Smith, Andrew	“	”	Terminate
47. VanRemmen, Greg	“	”	Terminate
48. Quinn, Brian	A7265(230)	04/11/2003	Terminate
49. Rankin, Kevin	“	”	Terminate
50. Shea, Daniel	“	”	Terminate
51. Taylor, Patrick	“	”	Terminate
52. Zdrojewski, Thomas	“	”	Terminate
53. Zitnik, Anthony	“	”	Terminate
54. Bruckl, Timothy	B7310(320)	04/11/2003	Terminate
55. Meyer, Daniel	“	”	Terminate
56. Thiry, Donald	“	”	Terminate
57. Culbert, Ann	“	”	Terminate
58. Gibson, Michael	“	”	Terminate
59. Vitrano, Deanne	“	”	Terminate
60. Wenzel, John	“	”	Terminate
61. Wicka, Nathan	“	”	Terminate
62. Zelasko, Shaun	“	”	Terminate
63. McFeely, Elizabeth	“	”	Terminate
64. Grosjean, Kristin	“	04/14/2003	Terminate
65. Grosjean, Kristin	ER7251(225) Rec. Attendant	04/14/2003	\$7.25 P/T
66. Slowik, Joel	B7310(320)	04/14/2003	Terminate
67. Slowik, Joel	ER7251(225) Rec. Attendant	04/14/2003	\$6.50 P/T6
68. Scheffler, Barbara	A7180(215)	04/07/2003	Terminate
69. Michelson, Laura	B7310(320)	04/07/2003	Terminate
70. McFeely, Elizabeth	ER7251(225) Rec. Attendant	04/14/2003	\$6.75 P/T
71. Steger, Joseph	ER7251(325) Rec. Attendant - Golf	04/14/2003	\$9.00 Seas. P/T
72. Robb, James	“	”	\$7.00 Seas. P/T

Moved: Quatroche                      Seconded: Hochul  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                    Noes: None  
                    Carried

#### IV.

**BE IT RESOLVED**, that the Town Board approve the reappointment of Peter Blaauboer as the Chairman to the Zoning Board of Appeals for a five (5) year term commencing June 30, 2003 and ending June 30, 2008.

Moved: Hoak                                      Seconded: Cavalcoli  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                    Noes: None  
                    Carried

Supervisor Hoak comments that we have been lucky to have Mr. Blaauboer. This is his fourth five year term. He has been an outstanding addition to this Board.



**WHEREAS**, the Town of Hamburg has been committed to decent, safe and sanitary housing for all persons and especially for persons with low/moderate incomes, and

**WHEREAS**, the Town of Hamburg has recognized the fact that homeownership and homeownership opportunities for persons with low/moderate incomes are becoming unobtainable, and

**WHEREAS**, to further expand homeownership opportunities for persons of low/moderate incomes, the Town of Hamburg Department of Community Development originated the Hometown Housing New Construction In-Fill program, and

**WHEREAS**, Eddy and Lewin Homes, Inc. have successfully constructed homes which were sold to low/moderate income persons processed through the Hometown Housing Program.

**NOW THEREFORE BE IT RESOLVED**, that the Supervisor be authorized to sign a development agreement by and between the Town of Hamburg and Eddy and Lewin Homes, Inc. for the purpose of constructing two (2) new "in-fill" homes within the town. The homes will be sold to persons of low/moderate income as defined by the United States Department of Housing and Urban Development (HUD) and processed through the Hometown Housing Program. This development agreement does not assign Eddy and Lewin Homes, Inc. the exclusive rights to provide affordable housing opportunities for the Town of Hamburg.

Moved: Kesner

## Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

Councilwoman Kesner asks Mr. Hull if they have found lots for these homes. Mr. Hull responds that Eddy and Lewin Homes have the lots. They brought a model to the table.

## VI.

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Building and Grounds Department as follows:

1.	Kathleen Regan	P/T Laborer	04/04/2003	Terminate
2.	Kyle Hanson	P/T Laborer	04/21/2003	\$7.50
3.	Anthony Anzalone	Seasonal Laborer	04/28/2003	\$8.80
4.	Frank Anzalone	Seasonal Laborer	04/28/3002	\$8.80
5.	Sam Fraser	Seasonal Laborer	04/28/2003	\$8.80

Moved: Quatroche

Seconded: Hochul

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

VII.

**BE IT RESOLVED**, that D.A.R.E. Officer and Administrative Staff be authorized to travel to Verona, NY April 28 & 29 to participate in, phase one, mandatory training required for implementation and teaching of the new text and policies of Drug Abuse Resistance Education (phase two will be available on a regional basis, time to be announced). The new curriculum will be phased into D.A.R.E. Elementary School classes over scholastic years 2003-2004. Those to be authorized are: D.A.R.E. Coordinator, Jack Rahill; Assistant Coordinator, Kristen Burke-Griffin; D.A.R.E. Officers, Bruce Reid, Joe Kleinfelder, Scott Fraser, Pete Dienes (Officer Mike Springer will be in recovery from surgery and unable to attend. His training will be scheduled in the near future). NYS Department of Criminal Justice Services and the NYS D.A.R.E. Officers are providing the training at no charge. Funds for required travel lodging and meals are available in A 4212.497, special grant funds obtained by D.A.R.E. from Erie County Public Benefit Funding. No Town of Hamburg funds will be required. It should be noted that D.A.R.E. Officer Bruce J. Reid has been selected from a field of State-wide nominees to be named: New York State D.A.R.E. Officer of the Year. Officer Reid will be honored in concert with the April 28 & 29 Annual Training Conference.

Moved: Hoak

Seconded: Ouatroche

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

Supervisor Hoak comments that they are pleased to see Bruce Reid recognized as New York

State D.A.R.E. Officer of the year.

## VIII.

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Police Department as follows:

- |    |                 |                            |            |           |
|----|-----------------|----------------------------|------------|-----------|
| 1. | Scott, Ryan     | Crossing Guard - Part Time | 04/28/2003 | \$9.40    |
| 2. | Pellicano, Lynn | Crossing Guard - Part Time | 04/14/2003 | Terminate |

Moved: Hoak                      Seconded: Kesner  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                Noes: None  
                Carried

## IX.

**RESOLVED**, that the Town Board authorize the Recreation Department to issue alcohol waivers for the following May Taylor Road rentals:

05/02/2003	05/03/2003	05/04/2003	05/09/2003
05/10/2003	05/11/2003	05/16/2003	05/17/2003
05/18/2003	05/23/2003	05/24/2003	05/25/2003
05/26/2003	05/27/2003	05/30/2003	05/31/2003

Moved: Quatroche                                Seconded: Hochul  
Roll Call:      Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                Noes: None  
                Carried

**X.**

**WHEREAS**, GZA GeoEnvironmental has previously been retained by the Town of Hamburg to provide engineering services associated with the maintenance improvements being undertaken at the former Town landfill on Lakeview Road, as required by the New York State Dept. of Environmental Conservation (NYSDEC); and

**WHEREAS**, GZA has incurred extra costs in the amount of \$11,000, for additional work which was not part of their original scope of services for this project, including the evaluation of two additional options requested by the Town, attendance at additional meetings, and soil testing at a potential additional borrow source for the final cover system materials; and

**WHEREAS**, GZA has also provided estimated costs of \$12,800 for the first year of groundwater sampling and analysis in the area of the landfill, as required by NYSDEC; and

**WHEREAS**, GZA has submitted a proposal in this regard, which has been reviewed by the Town Engineer and determined to be reasonable and acceptable for the services being provided,

**THEREFORE BE IT RESOLVED**, that the contract with GZA GeoEnvironmental is amended to include these additional services, which increases their total contract amount to \$66,300. The Supervisor is authorized to sign their 4/11/03 proposal letter/agreement in this regard. Funding for these services is available from the \$85,811 Federal grant which the Town previously received for this project through the efforts of Congressman Jack Quinn.

Moved: Cavalcoli                      Seconded: Hochul  
Roll Call:        Ayes: Hoak, Cavalcoli, Hochul, kesner, Quatroche  
                    Noes: None  
                    Carried

Councilman Cavalcoli thanks Mr. Kapsiak for putting that together.

XI.

**WHEREAS**, the formation of the Engel Drive Sanitary Sewer Improvement Area and bond authorization for financing the associated sewer system improvements were approved by the Hamburg Town Board on April 7, 2003; and

**WHEREAS**, R&D Engineering, Inc. has submitted a proposal for providing engineering services associated with the survey, design, and construction of the proposed sewer system, at a total lump sum fee of \$18,300. This proposal has been reviewed by the Town Engineer, who has determined it to be reasonable and acceptable for the services to be provided,

**THEREFORE BE IT RESOLVED**, that R&D Engineering is awarded a contract in this regard, and that the Town Supervisor is authorized to sign their 4/23/03 proposal letter/agreement for these services.

Moved: Hoak                                      Seconded: Quatroche  
Roll Call:        Ayes: Hoak, Hochul, Kesner, Quatroche  
Abstain: Cavalcoli  
Noes: None  
Carried

**XII.**

**WHEREAS**, on 11/21/02, the Town Planning Board approved the Casey Acres Subdivision being developed by Rodney Pietras on Willett Road; and

**WHEREAS**, public sanitary sewer service is able to be provided for the four sublots from Erie County Sewer District No. 6,

**THEREFORE BE IT RESOLVED**, that the Town Board approve public sewer service being provided to the property through an Out of District Customer Agreement between the property owner and Erie County Sewer District No. 6, and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be provided to the Engineering Department, for transmittal to Erie County Sewer District No. 6.

Moved: Cavalcoli                      Seconded: Kesner  
Roll Call:        Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                Noes: None  
                Carried

XIII.

**RESOLVED**, that the Town Board authorize Public Safety Dispatcher Siobhan M. Nolan to travel to Ebensburg, Pa. May 4<sup>th</sup> to May 8<sup>th</sup>, 2003, to attend Emergency Medical Dispatch Training. This program is required for all dispatchers, and is utilized on a daily basis for Emergency Medical requests. The cost is approximately \$725.00, and funding is available in Account #A3020.492.

Moved: Hoak  
 Seconded: Cavalcoli  
 Roll Call: Ayes: Hoak, Cavalcoli, Hochul, kesner, Quatroche  
 Noes: None  
 Carried

XIV.

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Recreation Department:

1. Gallardo, Nicholas	B7310(320)	04/21/2003	Terminate
2. Gallardo, Nicholas	B7310(320)	04/21/2003	\$7.00 P/T
	Rec. Attendant		
3. McFeely, Maria	ER7251(225)	04/21/2003	\$6.00 P/T
	Rec. Attendant - Golf cashier		
4. Hanson, Kyle	A7265(230)	04/21/2003	Terminate
5. Phelan, Michael	ER7251(225)	04/21/2003	\$6.15 Seasonal P/T
	Rec. Attendant - Golf Course		
6. Phelan, Michael	B7310(320)	04/21/2003	Terminate
7. Pokigo, Matthew	ER7251(225)	04/21/2003	\$7.50 P/T Temp. Rate
	Rec. Attendant - Golf Course		\$6.25 P/T Reg. Rate
8. Wenzel, John	ER7251(225)	04/21/2003	\$7.00 P/T
	Rec. Attendant - Golf Course		
9. Gibson, Michael	ER7251(225)	04/21/2003	\$6.25 P/T
	Rec. Attendant - Golf Course		
10. Sigeti, Andrew	ER7251(225)	04/21/2003	\$6.50 P/T
	Rec. Attendant - Golf Course		
11. Wakelee, Robert	ER7251(225)	04/21/2003	\$6.40 P/T Reg. Rate
	Rec. Attendant - Golf Course		\$7.50 P/T Temp. Rate
12. Gardner, George	ER7251(225)	04/21/2003	\$9.25 P/T
	Rec. Attendant - Golf Course		
13. McCleod, Kelly	ER7251(225)	04/21/2003	\$6.75 P/T
	Rec. Attendant - Golf Course		
14. Monaco, Jonathan	B7310(320)	04/21/2003	\$5.90 P/T
	Rec. Attendant		
15. Schultz, Gregory	B7310(320)	04/21/2003	\$8.75 Seasonal P/T
	Rec. Attendant		
16. Bermingham, James	A7180(215)	04/21/2003	Terminate
17. Bermingham, James	A7180(215)	04/21/2003	\$8.75 Seasonal P/T

Moved: Quatroche

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

## **XV.**

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Building and Grounds Department as follows:

1. Margaret Young	P/T Laborer	04/21/2003	Terminate
2. Margaret Young	Seasonal Laborer	04/21/2003	\$8.80
3. Matt Van Duser	Seasonal Laborer	05/05/2003	\$7.50
4. Marc Hixon	Seasonal Laborer	05/05/2003	\$7.50

Moved: Quatroche

Seconded: Hochul

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

## **XV.**

**WHEREAS**, the Town Board has approved a Serial Bond resolution dated April 7, 2003 for the Engel Drive Sewer Improvement Area in the amount not to exceed \$148,750.00.

**THEREFORE BE IT RESOLVED**, that the Town Board Approve the advance of \$148,750 from SS 21 Master Sewer District to SS 30 Engel Drive Sewer Improvement Area, to be repaid with current interest rate upon the issue of permanent financing for this new district, expected to be done late summer/fall of 2003.

Moved: Hoak

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, kesner, Quatroche  
Noes: None

Carried

## XVI.

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Recreation Department as follows:

1.	Benfanti, Heidi	B7310(320)	05/05/2003	Terminate
2.	Benfanti, Heidi	B7310(320)	05/05/2003	\$9.25 Seasonal P/T
		Rec. Attendant - Golf		
3.	McSkimming, Campbell	B7310(320)	05/05/2003	Terminate
4.	McSkimming, Campbell	B7310(320)	05/05/2003	\$9.25 Seasonal P/T
		Rec. Attendant		
5.	DiOrio, Christine	ER7251(225)	05/05/2003	\$9.25 Seasonal P/T
		Rec. Attendant - Golf Course		
6.	Pokigo, Matthew	ER7251(225)	05/12/2003	\$6.25 Seas. P/T Reg.
		Rec. Attendant - Gold Course		\$7.50 Seas. P/T Temp
7.	Gibson, Michael	ER7251(225)	05/05/2003	\$6.25 Seas. P/T
		Rec. Attendant - Golf Course		
8.	Omphalius, Ellen	ER7251(225)	05/05/2003	\$7.00 Seas. P/T
		Rec. Attendant - Golf Course		
9.	Turner, Ronald	ER7251(225)	05/05/2003	\$7.00 Seas. P/T
		Rec. Attendant - Golf Course		
10.	McFeely, Elizabeth	ER7251(225)	05/05/2003	\$6.90 Seas. P/T
		Rec. Attendant - Golf Course		
11.	McFeely, Maria	ER7251(225)	05/12/2003	\$6.00 Seas. P/T
		Rec. Attendant - Golf Course		
12.	Sigeti, Andrew	ER7251(225)	05/12/2003	\$6.50 Seas. P/T
		Rec. Attendant - Golf Course		
13.	Waklee, Robert	ER7251(225)	05/12/2003	\$6.40 Seas. P/T Reg.
		Rec. Attendant - Golf Course		\$7.50 Seas. P/T Temp
14.	Drew, Adam	ER7251(225)	05/12/2003	\$7.00 Seas. P/T
		Rec. Attendant - Golf Course		
15.	Steger, Joseph	ER7251(225)	05/12/2003	\$9.25 Seas. P/T
		Rec. Attendant - Golf Course		
16.	DiOrio, Anthony	ER7251(225)	05/19/2003	\$8.25 Seas. P/T Reg.
		Rec. Attendant - Golf Course		\$9.25 Seas. P/T Temp
17.	Aroune, Paul	B7310(320)	05/12/2003	Terminate
18.	Aroune, Paul	ER7251(225)	05/12/2003	\$9.25 Seas. P/T
19.	King, Gilbert	ER7251(225)	04/28/2003	\$6.00 P/T

Moved: Ouatroche

## Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

## XVII.

**RESOLVED**, that the Town Board approve the termination of personnel for the Justice Court as follows:

1. Wood, Anne	Seasonal Part-time Court Clerk	05/01/2003	\$9.35
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Moved: Hoak

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**RESOLVED**, that the Town Board approve the Audit of Cash Disbursements as follows:

OPERATING FUND:

TOTAL OPERATING FUND DISBURSEMENTS: \$4,356,213.00

TOTAL TRUST & AGENCY DISBURSEMENTS: \$1,155,598.88

TOTAL CAPITAL FUND DISBURSEMENTS:	\$ 395,730.93
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TOTAL PAYROLL DISBURSEMENTS:	\$ 896,142.16
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TOTAL PETTY CASH DISBURSEMENTS:	\$	131.10
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TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT: \$6,803,816.07

## Correspondence

Letter #63 - Supervisor Hoak comments that this highlights that the Town of Hamburg for the

last consecutive 22 years has received a Certificate of Achievement for Excellence in Financial Reporting. Kudos to the Finance Department, congratulations to Mr. Spute and his Department. No other Town in the State can make that claim.

Letter #64 - Supervisor Hoak comments that this is from a Mrs. Damstetter thanking the Town for helping with a water problem. Supervisor Hoak states that this was taken care of through a combination of help from Engineering, Highway and the Legal Department. He thanks all the Departments for their prompt attention on this.

Councilwoman Hochul presents a late correspondence.

Letter 64A - To Councilwoman Hochul from Irene Granica . Councilwoman Hochul quotes “Mr. Kapsiak is a nice helpful and efficient gentlemen”. Irene came up to her at a pancake breakfast and said she had too much water on the property next door. Councilwoman Hochul called Mr. Kapsiak and he took care of her problem immediately. She thanks Mr. Kapsiak.

### **Reports From Town Board Members and Department Heads**

Councilwoman Kesner reports that on Friday they the grand opening for the Domestic Violence Advocate Office. She thanks everyone for their support, it was a nice showing from the employees and the community. She also thanks Mr. Connolly and his crews for cleaning up the bike trails along Hoover Beach. They will be starting the second bike trail link and putting in gardens.

Councilwoman Hochul reports that they did have the Skate Board Park opening, thanks to Mr. Denecke and staff. It has been well attended. It was nice over Easter vacation to have some organized activities, there were some offered at the Nike Base as well. On Friday she hosted a meeting with the NYSDOT for an update on the Route 20 project and they did promise her they would have an answer to her request for a reduction of speed. The main issue was, how much time they could shave off the construction project. They put a time table in writing and she will be monitoring it. She had some suggestions on how to cut some time off the project and offered the assistance of the town of Hamburg. She also commented that if they have heard anything that the project would be delayed due to budget issues in Albany they want to know immediately so we could rally forces and lobby them intensely.

Councilman Quatroche announces that the Recreation Department has started it's summer programs. This information can be found on the Town website. Beach parking and boat launch permits are being issued. We are on track with last year in respect to the revenue report for March and he thanks Mr. Denecke for making sure costs are kept down and revenue is continuing to climb.

Supervisor Hoak thanks the public for participating in the parade on Saturday with the Legions and the VFW's. He then announces a luncheon and dinner for Armed Forces Week and a poster will be placed on the bulleting Boar with all the information.

Mr. Kapsiak reports that on the Highland Acres Sewer Extension they received plan approval from the State DEC and County Health Department to go ahead with the project. This will be bid on May 15<sup>th</sup>. They are looking to get construction underway by mid June.

Mr. Denecke, Director of Recreation, announces that next week they will be offering extended hours so that working families have the opportunity to register for the summer programs.

Christopher Hull, Director of Community Development, thanks the Board for their support last Friday on the opening of the Domestic Violence Office.

James Connolly, Highway Superintendent, comments that they are working on the railroad tracks on Rogers Road. The representatives from the appropriate railroads said they will be working on the tracks throughout the Town over the summer. He received a communication this morning from Dan Ryder from the County stating that the bridge on Lake View Road going over the Thruway will be closed for three months for construction from mid June through September 2<sup>nd</sup>. Councilwoman Hochul comments that in the past they have asked that at least one lane remain open and asks that the Traffic Safety Board look at. Mr. Connolly comments that this will be a big impact on his department. Lastly he received communication from Niagara Mohawk on the remaining portion of incorrectly billed items. In the past we received \$490,000 from Niagara Mohawk and we received \$109,000 from NYSEG and are still processing with

them. If the Board accepts what he gives them for review, this will wrap up the Niagara Mohawk portion and we will receive another check for \$190,000. The good new is we can put it into the street lighting account to help balance the expenses and also they will be billed correctly from now on.

**XVIII.**

**RESOLVED**, that the Town Board adjourn to Executive Session at 7:40 p.m. with Planning, Highway and Engineering.

Moved: Hoak

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

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Catherine Rybczynski, Town Clerk

**Correspondence - April 28, 2003**

59 - To the Town Board from Lorraine Sikorski stating she does not support their decision to assist Wal-Mart in finding a site for a supercenter as it will mean the end of small businesses and a decline in business at Tops and Wegmans.

60 - To Supervisor Hoak from Kathy Tompkins, Pinehurst Elementary School PTA, thanking him for visiting the school and reading to students during their recent Guest Reader Day.

61 - To the Town Clerk from Adelphia stating that there will be a rate increase for customers who receive Basic service at a discounted bulk rate and subscribe to the Adelphia Advantage Package.

62 - To the Town Clerk from William Ferguson, Village of Hamburg Building Inspector, stating that a public hearing will be held at Village Hall on April 22 at 8:15 p.m. for a proposed five lot subdivision on Taylor Road.

63 - To Supervisor Hoak from the Government Finance Officers Association with Certificate of Achievement for Excellence in Financial Reporting Program - 2002 results.

64 - To Supervisor Hoak from Jack and Donna Damstetter, 2210 Woodfield Drive, thanking him for helping them with a water problem at their home, also thanking Jim Connolly and Gerard Kapsiak for their assistance.

**Late Correspondence**

64A - To Councilwoman Hochul from Irene Granica thanking her for her help regarding a water problem on the lot next to hers. Also thanking Mr. Kapsiak stating that he is a nice, helpful and efficient gentlemen.